

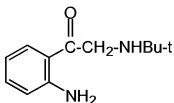
REMARKS

This amendment was originally submitted on April 26, 2010. Applicants received an Advisory Action dated May 7, 2010 stating the amendment will not be entered because it raises new issues. Applicants are re-submitting the amendment along with a Request for Continued Examination.

Claims 1-37 currently are pending in this application. Claim 8 has been indicated to be allowable if rewritten to be in independent form. By amendment above, claims 1, 15, 26, 28, 32, 35 and 37 have been amended to delete those embodiments in which substituent Y of the generic formula can be an alkyl group. In addition, claims 7 and 8 have been amended to make each claim independent.

In the outstanding Office Action, the examiner has rejected each of claims 1-7 and 9-37 as being anticipated by FR2569185 A1 (Caplus abstract). The examiner asserted that the reference teaches Applicant's compound RN=104656-90-8.

Compound RN=104656-90-8 has the formula:



As noted above, Applicants have amended each of generic claims 1, 15, 26, 28, 32, 35 and 37 to eliminate from the scope of the claims those compounds in which

substituent Y is an alkyl group. As shown in the depiction above of the reference compound, the longer chain substituent on the benzene ring ends with a tert-butyl group, comparable to present general formula I wherein X is -C (CH₃)₂- and Y is -CH₃. By eliminating the option that Y can be an alkyl group, the compounds of general formula I are clearly distinguished from the reference compound.

Applicants note that no such amendments are necessary to claims 2, 7, 16 or 25, as those claims as currently written are distinguishable from the reference compound, either because they are limited to compounds which have a third non-hydrogen substituent on the benzene ring or because the definition of substituent Y already excludes an alkyl group.

Applicants respectfully submit that the pending claims as amended are in condition for allowance.

<input checked="" type="checkbox"/> Customer Number or Bar Code Label 6449					
Name	Barbara G. Ernst, Reg. No. 30,377				
Signature	/ Barbara G. Ernst /			Date	May 19, 2010
Address	Rothwell, Figg, Ernst & Manbeck Suite 800, 1425 K Street, N.W.				
City	Washington	State	D.C.	Zip Code	20005
Country	U.S.A.	Telephone	202-783-6040	Fax	202-783-6031